

WEMMH PTO/SB/21 (08-04)

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FORM

(to be used for all correspondence after initial filing)

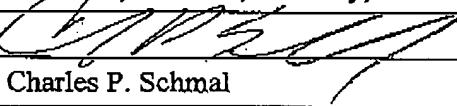
Application Number	10/811,268
Filing Date	March 26, 2004
First Named Inventor	Christopher D. WIEGEL
Group Art Unit	3763
Examiner Name	Unassigned
Total Number of Pages in this Submission	6
Attorney Docket Number	7404-600

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ENCLOSURES (check all that apply)

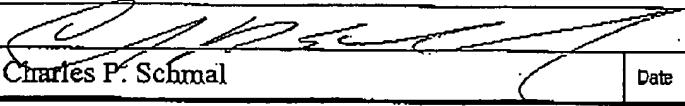
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached PTO-2038 Credit Card Form	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<input type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Woodard, Emhardt, Moriarty, McNett & Henry LLP		
Signature			
Printed Name	Charles P. Schmal		
Date	January 18, 2006	Reg. No.	45,082

CERTIFICATE OF TRANSMISSION/MAILING

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Signature			
Typed or printed name	Charles P. Schmal	Date	January 18, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
Christopher D. WIEGEL) Before the Examiner
Application No. 10/811,268) Unassigned
Filed March 26, 2004) Group Art Unit
FINGERTIP CONFORMING FLUID) 3763
EXPRESSION CAP)

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INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
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Sir:

1. List of All Patents, Publications, U.S. Applications, or Other Information

Pursuant to the provisions of 37 CFR 1.56, 1.97, and 1.98, Applicant requests consideration of the references listed on the attached PTO/SB/08 form(s) (commonly referred to as a PTO-1449 form) and/or the additional information identified below.

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Charles P. Schmal
Typed/printed name of person signing this certificate

Signature

January 18, 2006
Date

Information Disclosure Statement
Serial No. 10/811,268
Group Art Unit 3873
CPS.Ie 380284

Page 1 of 4

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Attorney Docket No. 7404-600

2. Enclosed Legible Copies

- a. A legible copy of each foreign patent document and publication listed on the PTO/SB/08 form is enclosed.
- i. except, a copy is not provided for each reference previously cited by or submitted to the Patent Office in prior U.S. Patent Application Serial No. _____, filed _____ from which the present application claims priority under 35 U.S.C. §120.
- ii. except, a copy is not provided for each cumulative reference and enclosed reference identified below:
- b. A copy of the specification and drawings for each cited unpublished U.S. application.
- c. A copy of a Search Report or Written Opinion from a foreign patent office is also enclosed.
- d. Consideration of the enclosed additional and/or below discussed information is requested.

3. Concise Explanation of Relevance for Non-English Language Information

For each non-English language reference listed on the attached SB/08 form(s), reference is made to:

- 3a. an English language translation submitted herewith,
- 3b. foreign patent office Search Report (in the English language) submitted herewith,
- 3c. an English language translation of a foreign patent office Search Report submitted herewith,
- 3d. the concise explanation contained in the present application at page(s) _____,
- 3e. the concise explanation set forth in the attached English language abstract,
- 3f. a copy of a related patent publication (in the English language) cited herewith,

Foreign Patent Document	Corresponding English Language Patent Document

- 3g. the following concise explanation: _____.

4. Time for Filing

4a. This Information Disclosure Statement is submitted:

i. for U.S. national applications or national stage PCT applications (not including CPAs and RCEs), within 3 months of filing or entry into national stage; or

ii. for U.S. national applications, national stage PCT applications, CPAs or RCEs, before the first Office Action on the merits,

and thus no certification and/or fee is required.

4b. This information Disclosure Statement is submitted after three months from the filing date and after the first Office Action on the merits, but prior to the mailing date of a final Office Action or Notice of Allowance, and thus:

i. the statement specified in 37 CFR §1.97(e) is provided below, or

ii. a fee of \$_____ (set forth in 37 CFR §1.17(p)) is enclosed.

4c. This Information Disclosure Statement is submitted after the mailing date of a final Office Action or Notice of Allowance and prior to payment of the issue fee, and thus:

i. the statement specified in 37 CFR §1.97(e) is provided below, and a fee of \$_____ (set forth in 37 CFR §1.17(p)) is enclosed, or

ii. a Request for Continued Examination (RCE) and fee of 37 CFR §1.17(e) has been filed.

4d. This Information Disclosure Statement is submitted after payment of the issue fee, and thus:

i. a Petition to Withdraw from Issue pursuant to 37 CFR §1.313(c)(2) has been filed, and

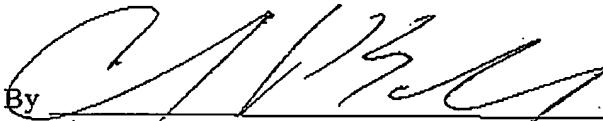
ii. a Request for Continued Examination (RCE) and fee of 37 CFR §1.17(e) has been filed.

5. Certification- Statement Under 37 CFR 1.97(e)

- 5a. It is hereby certified that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
- 5b. A copy of a dated communication from a foreign patent office which clearly shows the statement is being submitted within three (3) months of the date on the communication is enclosed.
- 5c. It is hereby certified that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b). It is believed that no additional fees are required. Should any other fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

By 
Charles P. Schmal, Reg. No. 45,082
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111 Monument Circle, Suite 3700
Indianapolis, Indiana 46204-5137
(317) 634-3456

PTO/SB/08A (09-03)

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Substitute for form 1449A/PTO				Complete if Known	
				Application Number	10/811,268
				Filing Date	3/26/2004
				First Named Inventor	WIEGEL
				Art Unit	3763
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	7404-600
U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. 1	Document Number Number-Kind Code 2 (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Column, Lines where Relevant Passages or Relevant Figures Appear
		US 2005/0234488 A1	10-20-2005	Allen	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 38 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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